

U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:18-cv-02281-JEB

BLIXSETH v. U.S. DEPARTMENT OF JUSTICE

Assigned to: Judge James E. Boasberg

Cases: 1:18-cv-00593-JEB

1:19-cv-01292-JEB

1:19-cv-03117-JEB

1:19-cv-02297-JEB

Cause: 05:52 Freedom of Information Act

Plaintiff

TIMOTHY BLIXSETH

Date Filed: 10/01/2018

Jury Demand: None

Nature of Suit: 895 Freedom of

Information Act

Jurisdiction: U.S. Government Defendant

represented by **Lisa Norrett Himes**

ROGERS JOSEPH O'DONNELL

875 15th Street, NW

Suite 725

Washington, DC 20005

(202) 777-8953

Fax: (202) 347-8429

Email: lhimes@rjo.com

ATTORNEY TO BE NOTICED

V.

Defendant

**UNITED STATES DEPARTMENT OF
JUSTICE**

represented by **Fred Elmore Haynes**

U.S. ATTORNEY'S OFFICE FOR THE
DISTRICT OF COLUMBIA

555 Fourth Street, NW

Washington, DC 20530

(202) 252-2550

Email: fred.haynes@usdoj.gov

TERMINATED: 06/21/2019

LEAD ATTORNEY

William Mark Nebeker

U.S. ATTORNEY'S OFFICE FOR THE
DISTRICT OF COLUMBIA

555 Fourth Street, NW

Washington, DC 20530

(202) 252-2536

Fax: (202) 252-2599

Email: mark.nebeker@usdoj.gov

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
10/01/2018	<u>1</u>	COMPLAINT against U.S. DEPARTMENT OF JUSTICE (Filing fee \$ 400 receipt number 0090-5715730) filed by Timothy Blixseth. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3, # <u>4</u> Civil Cover Sheet, # <u>5</u> Notice and Consent, # <u>6</u> Summons, # <u>7</u> Summons, # <u>8</u> Summons)(Himes, Lisa) Modified on 10/9/2018 (zrdj). (Entered: 10/01/2018)
10/01/2018	<u>2</u>	NOTICE OF RELATED CASE by Timothy Blixseth. Case related to Case No. 1:18-cv-00593. (Himes, Lisa) (Entered: 10/01/2018)

10/03/2018		Case Assigned to Judge James E. Boasberg. (zrdj) (Entered: 10/03/2018)
10/03/2018	<u>3</u>	SUMMONS (3) Issued Electronically as to U.S. DEPARTMENT OF JUSTICE, U.S. Attorney and U.S. Attorney General (Attachments: # <u>1</u> Notice and Consent)(zrdj) (Entered: 10/03/2018)
10/05/2018	<u>4</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the United States Attorney. Date of Service Upon United States Attorney on 10/4/2018. Answer due for ALL FEDERAL DEFENDANTS by 11/3/2018. (Himes, Lisa) (Entered: 10/05/2018)
10/05/2018	<u>5</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed on United States Attorney General. Date of Service Upon United States Attorney General 10/4/2018. (Himes, Lisa) (Entered: 10/05/2018)
10/05/2018	<u>6</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. U.S. DEPARTMENT OF JUSTICE served on 10/4/2018 (Himes, Lisa) (Entered: 10/05/2018)
11/05/2018	<u>7</u>	Consent MOTION for Extension of Time to File Answer re <u>1</u> Complaint, by U.S. DEPARTMENT OF JUSTICE (Haynes, Fred) (Entered: 11/05/2018)
11/06/2018		MINUTE ORDER GRANTING <u>7</u> Motion for Extension of Time to File Answer. The Court ORDERS that Defendant shall file its Answer by November 7, 2018. So ORDERED by Judge James E. Boasberg on 11/6/2018. (lcjeb3) (Entered: 11/06/2018)
11/06/2018		Set/Reset Deadlines: Answer due by 11/7/2018. (znbn) (Entered: 11/07/2018)
11/07/2018	<u>8</u>	ANSWER to Complaint by U.S. DEPARTMENT OF JUSTICE.(Haynes, Fred) (Entered: 11/07/2018)
11/08/2018		MINUTE ORDER: The Court ORDERS that the parties shall meet, confer, and submit a joint proposed briefing schedule by November 23, 2018. So ORDERED by Judge James E. Boasberg on 11/8/2018. (lcjeb3) (Entered: 11/08/2018)
11/08/2018		Set/Reset Deadlines: Joint Proposed Briefing Schedule due by 11/23/2018. (znbn) (Entered: 11/08/2018)
11/21/2018	<u>9</u>	Joint STATUS REPORT <i>and Request for Scheduling Conference</i> by TIMOTHY BLIXSETH. (Himes, Lisa) (Entered: 11/21/2018)
11/21/2018	<u>10</u>	Joint MOTION for Hearing <i>Scheduling Conference</i> by TIMOTHY BLIXSETH, U.S. DEPARTMENT OF JUSTICE. (See Docket Entry <u>9</u> to view documen). (znmw) (Entered: 11/29/2018)
11/26/2018		MINUTE ORDER: Per the parties' <u>9</u> Joint Status Report, the Court ORDERS that a Scheduling Conference is set for December 17, 2018, at 9:30 a.m. in Courtroom 25. So ORDERED by Judge James E. Boasberg on 11/26/2018. (lcjeb3) (Entered: 11/26/2018)
11/26/2018		Set/Reset Hearings: Initial Scheduling Conference set for 12/17/2018 at 09:30 AM in Courtroom 25 before Judge James E. Boasberg. (znbn) (Entered: 11/26/2018)
12/17/2018		Minute Entry for proceedings held before Judge James E. Boasberg: Initial Scheduling Conference held on 12/17/2018. Scheduling Order forthcoming. (Court Reporter Elizabeth Saint-Loth) (znbn) (Entered: 12/17/2018)
12/17/2018		MINUTE ORDER: As discussed at today's status hearing, the Court ORDERS that: 1) Defendant shall process documents containing only the terms "Blixseth" and "BGI"; 2) Such documents shall be processed at the rate of 300 pages per month starting on February 1, 2019; 3) Seven days after the last production, the parties shall file a joint status report; and 4) The processing of all other documents may be held in abeyance until further Order of the Court. So ORDERED by Judge James E. Boasberg on 12/17/2018. (lcjeb3) (Entered: 12/17/2018)
12/17/2018		Set/Reset Deadlines: Defendant shall process documents containing only the terms "Blixseth" and "BGI"; Such documents shall be processed at the rate of 300 pages per month starting on 2/1/2019. (znbn) (Entered: 12/17/2018)

02/04/2019	<u>11</u>	MOTION for Extension of Time to <i>Make Defendant's First Production of Records to Plaintiff</i> by U.S. DEPARTMENT OF JUSTICE (Haynes, Fred) (Entered: 02/04/2019)
02/05/2019		MINUTE ORDER: If Plaintiff opposes Defendant's <u>11</u> Motion for Extension, the Court ORDERS that he shall file such opposition by February 7, 2019. So ORDERED by Judge James E. Boasberg on 2/5/2019. (lcjeb3) (Entered: 02/05/2019)
02/05/2019		Set/Reset Deadlines: Opposition due by 2/7/2019. (znbn) (Entered: 02/05/2019)
02/05/2019	<u>12</u>	RESPONSE re <u>11</u> MOTION for Extension of Time to <i>Make Defendant's First Production of Records to Plaintiff</i> filed by TIMOTHY BLIXSETH. (Attachments: # <u>1</u> Text of Proposed Order)(Himes, Lisa) (Entered: 02/05/2019)
02/06/2019		MINUTE ORDER: The Court ORDERS that Defendant's <u>11</u> Motion for Extension is GRANTED IN PART and DENIED IN PART and that production shall be made by March 8, 2019. So ORDERED by Judge James E. Boasberg on 2/6/2019. (lcjeb3) (Entered: 02/06/2019)
02/06/2019		Set/Reset Deadlines: Production shall be made by 3/8/2019. (znbn) (Entered: 02/06/2019)
06/21/2019	<u>13</u>	NOTICE OF SUBSTITUTION OF COUNSEL by William Mark Nebeker on behalf of UNITED STATES DEPARTMENT OF JUSTICE Substituting for attorney Fred E. Haynes (Nebeker, William) (Entered: 06/21/2019)
09/09/2019	<u>14</u>	Unopposed MOTION for Extension of Time to <i>Complete September Production</i> by UNITED STATES DEPARTMENT OF JUSTICE (Attachments: # <u>1</u> Text of Proposed Order)(Nebeker, William) (Entered: 09/09/2019)
09/10/2019		MINUTE ORDER: The Court ORDERS that Defendant's <u>14</u> Unopposed Motion for Extension of Time is GRANTED and that September production shall be made by September 16, 2019. So ORDERED by Judge James E. Boasberg on 9/10/2019. (lcjeb3) (Entered: 09/10/2019)
09/10/2019		Set/Reset Deadlines: September production shall be made by 9/16/2019. (znbn) (Entered: 09/13/2019)
11/22/2019	<u>15</u>	Joint STATUS REPORT by UNITED STATES DEPARTMENT OF JUSTICE. (Nebeker, William) (Entered: 11/22/2019)
11/25/2019		MINUTE ORDER ADOPTING the parties' <u>15</u> Joint Status Report. The Court ORDERS that: 1) Defendant shall provide a <i>Vaughn</i> index by December 30, 2019; 2) Plaintiff shall identify any issues by January 17, 2020; 3) Defendant shall file a dispositive motion as to the documents already processed by February 10, 2020; 4) Plaintiff shall file any opposition and cross-motion by March 6, 2020; 5) Defendant shall file any reply and opposition by March 27, 2020; and 6) Plaintiff shall file any reply by April 17, 2020. So ORDERED by Judge James E. Boasberg on 11/25/2019. (lcjeb3) (Entered: 11/25/2019)
11/25/2019		Set/Reset Deadlines: Vaughn Index due by 12/30/2019. Issues due by 1/17/2020. Dispositive Motions due by 2/10/2020. Response to Dispositive Motions due by 3/6/2020. Cross Motions due by 3/6/2020. Reply to Dispositive Motions due by 3/27/2020. Response to Cross Motions due by 3/27/2020. Reply to Cross Motions due by 4/17/2020. (zcal) (Entered: 11/25/2019)